

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

John C. Harvey and James W. Cuddihy

Serial No. 08/442,383

Filed: May 16, 1995

For: SIGNAL PROCESSING APPARATUS
AND METHODS



Examiner:

Maung, N.

Group Art Unit:

2744

Atty Dkt.

5634.0074

#15 Submission of
R-1.129
R. Morgan
4/15/98

GROUP 2600
11:35 AM
APR 15 1998
CIPR/MS

Submission Under 37 C.F.R. § 1.129(a)

BOX: AFTER FINAL

Assistant Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

Applicants request that the finality of the final rejection dated December 28, 1997 be withdrawn in view of this timely filed first submission under 37 C.F.R. § 1.129(a). Our Check No. 155731 is enclosed for payment of the fee set forth in 37 C.F.R. § 1.17(r). The present application has an effective pendency of at least two years as of June 8, 1995, taking into account any reference of record to any earlier filed application under 35 U.S.C. § 120, 121 and 365(c). This petition and the fee set forth in § 1.17(r) are being filed prior to the filing of an appeal brief and prior to abandonment of the application. Applicant(s) therefore respectfully request that the amendment and request for reconsideration filed on February 2, 1998 be entered.

It is not believed that extensions of time are required, beyond those that may otherwise be provided for in accompanying documents. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees

required therefore are hereby authorized to be charged to our Deposit Account No.

08-3038.

Date: March 20, 1998
HOWREY & SIMON
1299 Pennsylvania Avenue, NW
Washington, D.C. 20004-2402
Tel: (202) 783-0800

Respectfully submitted,

Thomas J. Scott, Jr.

Thomas J. Scott, Jr.
Reg. No. 27,836
Attorney for Applicants

AF/1GAU27448
Serial No. 08/442,383
Docket No. 5634.0074

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

May 20, 1998
John C. Harvey and James W. Cuddihy:

Serial No.: 08/442,383

Filed: TRADEMARK May 16, 1995

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Examiner: Maung, N.

Atty Dkt: 05634.0074

For: SIGNAL PROCESSING APPARATUS
AND METHODS

TRANSMITTAL LETTER

BOX: AFTER FINAL

Assistant Commissioner of Patents
Washington, D.C. 20231

[] Amendment
[] Request for Extension of Time Pursuant to 37 C.F.R. § 1.136(a) (in duplicate)
[X] An additional filing fee is required, and is calculated as shown below:

	(Col 1)	(Col 2)	(Col 3)		
	Claims Remaining After Amendment	Highest No. Previously Paid for	Present Extra	Rate	Additional Fee
Total	*	Minus	**	=	x \$ 11.00 \$
Indep.	*	Minus	***	=	x \$ 41.00 \$
First Presentation of Mult. Dep. Claim				x \$ 135.00	\$ 0.00
Total Additional Fee for Extension of Time under § 1.17 (a)					\$ 0.00
Total Additional Filing Fee for Submission after Final Rejection § 1.129 (a)					\$ 790.00
Total Fee Enclosed					\$ 790.00

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space. "The Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

[X] Howrey & Simon check no. 155731 in the amount of \$900.00 is enclosed.
[X] The Commissioner is hereby authorized to charge any additional fees, or credit any overpayment to Deposit Account No. 08-3038. This sheet is submitted in triplicate.
03/24/1998 RWAGAT 00000062 08442383 Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
01 FC:146 [x] 790.00 patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Thomas J. Scott, Jr.

Thomas J. Scott, Jr.
Registration No. 27,836
Attorney for Applicants

Date: March 20, 1998
HOWREY & SIMON
1299 Pennsylvania Avenue, NW
Washington, D.C. 20004, Tel: (202) 783-0800